

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

<hr/>		X
ABU DHABI COMMERCIAL BANK, et al.,	:	Civil Action No. 1:08-cv-07508-SAS-DCF
Individually and On Behalf of All Others	:	
Similarly Situated,	:	<u>CLASS ACTION</u>
	:	
Plaintiffs,	:	DECLARATION OF DANIEL S.
	:	DROSMAN IN SUPPORT OF PLAINTIFFS'
vs.	:	OPPOSITION TO DEFENDANTS'
	:	<i>DAUBERT</i> MOTION TO EXCLUDE
MORGAN STANLEY & CO.	:	CERTAIN TESTIMONY BY PLAINTIFFS'
INCORPORATED, et al.,	:	EXPERTS
	:	
Defendants.	:	
<hr/>		X

I, Daniel S. Drosman, declare as follows:

1. I am an attorney admitted to practice before this Court, and I am a partner of the law firm of Robbins Geller Rudman & Dowd LLP, counsel for plaintiffs in the above-captioned matter. I submit this Declaration in support of Plaintiffs' Opposition to Defendants' *Daubert* Motion to Exclude Certain Testimony by Plaintiffs' Experts. I have personal knowledge of the matters stated herein and, if called upon, I could and would competently testify thereto.

2. Attached are true and correct copies of the following documents:

- Exhibit 1: Joseph Stiglitz, *The Anatomy of A Murder: Who Killed America's Economy?*, Critical Review 21 (2009);
- Exhibit 2: Excerpt from Transcript of Trial Testimony in *Long-Term Capital Holdings LP v. USA*, No. 01cv1290 (JBA) (D. Conn. July 17, 2003);
- Exhibit 3: Excerpt from Findings and Opinion in *Long-Term Capital Holdings LP v. USA*, No. 01cv1290 (JBA) (D. Conn. Aug. 27, 2004);
- Exhibit 4: Excerpt from Affidavit of Dr. Joseph E. Stiglitz in *Dellway Inves. Ltd. v. Nat'l Asset Mgm't Agency*, 2010 No. 909 JR (H. Ct.) (Ir. Sept. 4, 2010);
- Exhibit 5: Excerpt from Judgment in *Dellway Inves. Ltd. v. Nat'l Asset Mgm't Agency*, 2010 No. 396 (S.C.) (Ir. Apr. 12, 2011);
- Exhibit 6: Excerpt from deposition of Michael Goldstein taken Jan. 11, 2013 and Jan. 31, 2013; and
- Exhibit 7: Excerpt from Morgan Stanley Fixed Income Research Report, Structured Credit, Credit Derivatives Insights, Looking for a Leader, dated July 13, 2007.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 1st day of March, 2013, at San Diego, California.

s/ DANIEL S. DROSMAN
DANIEL S. DROSMAN

CERTIFICATE OF SERVICE

I hereby certify that on March 1, 2013, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on March 1, 2013.

s/ DANIEL S. DROSMAN

DANIEL S. DROSMAN

ROBBINS GELLER RUDMAN
& DOWD LLP

655 West Broadway, Suite 1900

San Diego, CA 92101-3301

Telephone: 619/231-1058

619/231-7423 (fax)

E-mail: ddrosman@rgrdlaw.com

Mailing Information for a Case 1:08-cv-07508-SAS-DCF

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Floyd Abrams**
fabrams@cahill.com
- **Mario Aieta**
maieta@ssbb.com,managingclerk@ssbb.com,marioaieta@gmail.com,dgerard@ssbb.com
- **Darryl J. Alvarado**
dalvarado@rgrdlaw.com,nhorstman@rgrdlaw.com
- **X Jay Alvarez**
jaya@rgrdlaw.com
- **Greg Donald Andres**
greg.andres@davispolk.com
- **Luke Orion Brooks**
lukeb@rgrdlaw.com
- **Gina Marie Castellano**
gina.castellano@davispolk.com
- **Dai Wai Chin Feman**
dchinfeman@ssbb.com
- **Joel M. Cohen**
jcohen@gibsondunn.com,aarias@gibsondunn.com,mkdunning@gibsondunn.com,snurhussein@gibsondunn.com
- **James J. Coster**
jcoster@ssbb.com,managingclerk@ssbb.com
- **Patrick Joseph Coughlin**
patc@rgrdlaw.com
- **Jason Cassidy Davis**
jdavis@rgrdlaw.com,khuang@rgrdlaw.com,ptiffith@rgrdlaw.com,e_file_sd@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Michael Joseph Dowd**
miked@rgrdlaw.com,e_file_sd@rgrdlaw.com,tome@rgrdlaw.com,e_file_sf@rgrdlaw.com
- **Daniel S. Drosman**
ddrosman@rgrdlaw.com,jillk@rgrdlaw.com,E_File_SD@rgrdlaw.com,nlindell@rgrdlaw.com,tholindrake@rgrdlaw.com,jcharo@rgrdlaw.com
- **Mary K Dunning**
mkdunning@gibsondunn.com,dwolber@gibsondunn.com,mkatz@gibsondunn.com,aarias@gibsondunn.com,arublin@gibsondunn.com,pwade@gibsondunn.com,cdieng
- **Jessica Lynn Freese**
jessica.freese@davispolk.com
- **Charles Alan Gilman**
cgilman@cahill.com
- **Marc Ian Gross**
migross@pomlaw.com
- **Goutam Umesh Jois**
gjois@gibsondunn.com
- **Christopher Michael Joralemon**
cjoralemon@gibsondunn.com,aarias@gibsondunn.com
- **Mark Adam Kirsch**
mkirsch@gibsondunn.com,aarias@gibsondunn.com
- **Justin Evan Klein**
jklein@ssbb.com,managingclerk@ssbb.com
- **Jeffrey B. Korn**
jkorn@willkie.com,maosdny@willkie.com
- **Angel P. Lau**
alau@rgrdlaw.com
- **William Ross Miller , Jr**
william.miller@dpw.com,ecf.ct.papers@dpw.com
- **Paul Steel Mishkin**
paul.mishkin@dpw.com

- **Tariq Mundiya**
maosdny@willkie.com,jsim@willkie.com,tmundiya@willkie.com
- **David Owen**
dowen@cahill.com
- **Antonio Jorge Perez-Marques**
antonio.perez@dpw.com,ecf.ct.papers@dpw.com
- **Dean I. Ringel**
DRingel@Cahill.com,JHall@cahill.com
- **Christopher Joseph Roche**
croche@kaplanrice.com
- **James P. Rouhandeh**
james.rouhandeh@dpw.com,ecf.ct.papers@davispolk.com
- **Tammy Lynn Roy**
troy@cahill.com,ndelutri@cahill.com,mmcloughlin@cahill.com,nmarcantonio@cahill.com
- **Joshua M. Rubins**
jrubins@ssbb.com,managingclerk@ssbb.com,jdoty@ssbb.com
- **Samuel Howard Rudman**
srudman@rgrdlaw.com,e_file_ny@rgrdlaw.com,mblasy@rgrdlaw.com,e_file_sd@rgrdlaw.com
- **Andrew Dickens Schlichter**
andrew.schlichter@dpw.com
- **Jessica T. Shinnfield**
jshinnfield@rgrdlaw.com
- **Hillary B. Stakem**
hstakem@rgrdlaw.com
- **Tamar Aliza Weinrib**
taweinrib@pomlaw.com
- **Robert Frank Wise , Jr**
rwise@dpw.com,ecf.ct.papers@dpw.com
- **Aaron Mark Zeisler**
azeisler@ssbb.com,managingclerk@ssbb.com
- **Adam N. Zurofsky**
azurofsky@cahill.com,MMcLoughlin@cahill.com,NMarcantonio@cahill.com
- **Lawrence Jay Zweifach**
lzweifach@gibsondunn.com,aarias@gibsondunn.com

Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

David C. Walton
Robbins Geller Rudman & Dowd LLP (SAN DIEGO)
655 West Broadway
Suite 1900
San Diego, CA 92101